

# **EXHIBIT 5**

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California Department of Justice  
JUSTIN LOPEZ RECORDING

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1           ANDREW ATKINS: I will shoot. I will  
2 shoot.

3           DEPUTY JUSTIN LOPEZ: Let me see your  
4 fucking hands.

5           ANDREW ATKINS: I will shoot.

6           DEPUTY JUSTIN LOPEZ: Let me see your  
7 hands, Atkins.

8           ANDREW ATKINS: I will shoot you.

9           DEPUTY JUSTIN LOPEZ: Atkins, let me  
10 your fucking hands.

11          ANDREW ATKINS: I will shoot you.

12 (Indiscernible) --

13 (Gunshots)

14          DEPUTY JUSTIN LOPEZ: 24-Robert, 11.  
15 Shots fired. Roll meds. Let me see your hands,  
16 Atkins. Let me see your hands. Atkins, put your  
17 hands behind your back. Let me see your hands.  
18 Atkins, put your hands behind your back.

19          24-Robert, 11, shots fired. I got one  
20 down. And I still have one inside in the  
21 suspect's vehicle, right on the corner of the  
22 bingo hall. It's Cactus, just west of 395.

23          MAN 1: You all right?

24          DEPUTY JUSTIN LOPEZ: I'm good.

25          MAN 1: Where's the gun? Do we have a

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1 gun?

2 DEPUTY JUSTIN LOPEZ: I don't know. He

3 said he's going to shoot me. (Indiscernible)

4 cuff him.

5 MAN 1: I got him. (Indiscernible).

6 DEPUTY JUSTIN LOPEZ: Hey, when you get

7 a minute, can you -- hey, sarge?

8 MAN 1: What?

9 DEPUTY JUSTIN LOPEZ: You got a med

10 kit?

11 MAN 1: Yeah.

12 DEPUTY JUSTIN LOPEZ: Can you start

13 first aid over there.

14 MAN 1: (Indiscernible) --

15 DEPUTY JUSTIN LOPEZ: All right.

16 MAN 1: What's (indiscernible) --

17 DEPUTY JUSTIN LOPEZ: (Indiscernible),

18 for sure. Yeah. Go (indiscernible) and charge

19 (indiscernible).

20 MAN 1: Yep, yep, yep.

21 DEPUTY JUSTIN LOPEZ: 24-Robert, 11.

22 Can I get the extra (indiscernible) unit to go to

23 my unit on 395 to (indiscernible) Cactus, make

24 sure it's secure, and get the other subject

25 that's in the car? You got extras, sarge?

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1 MAN 1: Here. It's right here.

2 (Indiscernible). Roll him.

3 DEPUTY JUSTIN LOPEZ: Want him on his  
4 back?

5 MAN 1: It looks clear right here. I  
6 don't see (indiscernible). He's definitely got a  
7 head wound. Right up here. Yeah, he's  
8 definitely got a head wound right there. Well,  
9 he's breathing. Well, he was a second ago.  
10 Check on a pulse, please. You got  
11 (indiscernible)?

12 MAN 2: (Indiscernible) he was  
13 breathing.

14 MAN 1: He's got one for sure on the  
15 top of the head.

16 DEPUTY JUSTIN LOPEZ: I can't see  
17 anything on the chest. Definitely a lot of blood  
18 on the chest.

19 MAN 1: Yeah. I can see --

20 MAN 2: I can see his skull.

21 MAN 1: Where is it?

22 MAN 2: I'm looking for it now.

23 MAN 1: Oh.

24 MAN 2: Now.

25 MAN 1: Yeah.

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MAN 2: Now. Gun.

DEPUTY JUSTIN LOPEZ: Sarge?

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C E R T I F I C A T I O N

I, Sonya Ledanski Hyde, certify that the  
foregoing transcript is a true and accurate  
record of the proceedings.

*Sonya M. Ledanski Hyde*

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